

Sixth Appellate District

San Jose, California

MONDAY, SEPTEMBER 15, 2008

H031866 PEOPLE v. MCNIEL

By the Court\*:

Appellant's petition for rehearing is denied.

Filed: September 15, 2008

\*Before Premo, Acting P.J., Elia, J. and Bamattre-Manoukian, J.

H033094 EXATRON, INC. v. DiFRANCESCO

By the Court:

The motion of appellant Louis DiFrancesco to set aside the dismissal order issued August 24, 2008, is granted and his cross-appeal is ordered restored to active status. Appellant Louis DiFrancesco shall file the waiver of court reporter fees with the trial court within 10 days from the date of this order. The clerk of the Santa Clara County Superior Court is directed to effect the preparation of the record on appeal as provided under the pertinent provisions of the California Rules of Court.

Dated: September 15, 2008

Premo, Acting P.J.

TUESDAY, SEPTEMBER 16, 2008

The following cases are submitted this date:

H032713 In re NATALIE W.; SANTA CRUZ COUNTY HRA v. SUSAN S.

H032788 In re CHAMILLIA M.; D.F.C.S. v. LYDIA P.

H032510 In re TIMOTHY A., et al.; D.F.C.S. v. TIMOTHY A., et al.

H032565 PEOPLE v. BATH

The judgment is modified to reflect that a \$200 restitution fund fine was imposed on August 18, 2005. The superior court is directed to prepare an amended abstract of judgment reflecting this modification and transmit the amended abstract of judgment to the Department of Corrections. As so modified, the judgment is affirmed. (not published)

(Elia, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed September 16, 2008

WEDNESDAY, SEPTEMBER 17, 2008

The following cases are submitted this date:

H031371 PEOPLE v. FREEMAN

H031681 PEOPLE v. JIMENEZ

H031293 CITY OF MILPITAS v. YEN

H031356 PEOPLE v. AIRY

H032373 PEOPLE v. VARGAS

H032509 PEOPLE v. RAEL

H032854 PEOPLE v. EVA P.

Sixth Appellate District

San Jose, California

Wednesday, September 17, 2008 (continued)

H031932 HAMILTON v. HAMILTON

The temporary restraining order is affirmed. (not published)  
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)  
Filed September 17, 2008

THURSDAY, SEPTEMBER 18, 2008

H029771 TRAVIS, et al. v. COUNTY OF SANTA CRUZ

By the Court:

The submission order dated September 3, 2008 is hereby  
vacated to permit the filing of the Amicus Curiae letter brief of  
Stanley M. Sokolow. Mr. Sokolow's request to file said letter  
brief is granted. The cause is hereby resubmitted.  
Dated: September 18, 2008 Bamattre-Manoukian, Acting P.J.

FRIDAY, SEPTEMBER 19, 2008

H032551 PEOPLE v. HERNANDEZ

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, Acting P.J.; We concur: McAdams, J., Duffy,  
J.)  
Filed September 19, 2008

H032553 In re JOSE D,; HRA v. SANDRA A.

The juvenile court's order of January 7, 2008, is affirmed.  
(not published)  
(McAdams, J.; We concur: Elia, Acting P.J., Mihara, J.)  
Filed September 19, 2008